



General Assembly

February Session, 2002

Amendment

LCO No. 5395

HB0571805395HDO

Offered by:

REP. CARUSO, 126th Dist.

To: Subst. House Bill No. 5718

File No. 267

Cal. No. 166

**"AN ACT CONCERNING THIRD-PARTY LIABILITY FOR
CONTAMINATED PROPERTY AND MINOR REVISIONS TO
ENVIRONMENTAL STATUTES."**

1 After the last section insert the following:

2 "Sec. 8. (NEW) (*Effective October 1, 2002*) (a) For purposes of this
3 section: (1) "Affected unit" means any emissions unit subject to the
4 provisions of the Post-2002 Nitrogen Oxides Budget Program, as
5 described in the regulations adopted under section 22a-174 of the
6 general statutes; (2) "Title IV source" means an affected unit that is also
7 subject to Phase II of the acid rain control requirements set forth in
8 Title IV of the federal Clean Air Act, 43 USC 7651d et seq.; and (3)
9 "maximum degree of reductions in emissions achievable" means the
10 maximum degree of reductions in emissions achievable within the
11 meaning of Section 112(d) of the federal Clean Air Act, 43 USC 7651d
12 et seq. for existing coal-fired electric utility steam generating units
13 within the United States.

14 (b) Not later than January 1, 2007, an owner or operator of a Title IV

15 source that is also an affected unit or units that burns solid fuel shall
16 reduce their on-site mercury emissions: (1) By at least ninety per cent
17 from year 2000 baseline levels; or (2) to that level representing the
18 maximum degree of reductions in emissions achievable.

19 (c) Not later than July 1, 2004, the Department of Environmental
20 Protection shall adopt regulations, in accordance with the provisions of
21 chapter 54 of the general statutes, to ensure that: (1) The mercury
22 emission reductions set forth in subsection (b) of this section are
23 achieved on schedule; and (2) any captured or recovered mercury is
24 not re-released into the environment.

25 (d) The Department of Environmental Protection shall have the
26 authority to require solid fuel burning units to conduct testing to
27 determine the mercury and chlorine content of the coal combusted by
28 such source and to determine the amount of mercury emissions from
29 such source."